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Attorney for Debtor

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA**

**NOTICE IS HEREBY GIVEN that the debtor has filed herewith a MOTION TO
VALUE SECURED CLAIM AND AVOID LIEN OF SUNTRUST MORTGAGE INC.
AND DECLARATION OF DEBTOR IN SUPPORT OF MOTION.** You are notified
that, pursuant to Bankruptcy Rule 2002, you are given twenty (21) days from the date of
mailing of this notice to request a hearing on this Application. Such a request shall be filed
with the Clerk of the U.S. Bankruptcy Court at the following address:

Clerk of the U.S. Bankruptcy Court
280 South First Street, Room 3035
San Jose, CA 95113-3099

**Bankruptcy Local Rule 9014-1 of the United States Bankruptcy Court for the
Northern District of California prescribes the procedures to be followed and any**

1 **objection to the requested relief, or a request for hearing on the matter must be filed and**
2 **served upon the requesting party within 21 days of mailing of the notice;**

3 **A request for a hearing or objection must be accompanied by any declarations or**
4 **memoranda of law the party objecting or requesting wishes to present in support of its**
5 **position;**

6

7 **If there is not a timely objection to the requested relief or a request for hearing,**
8 **the court may enter an order granting the relief by default; and**

9

10 **The initiating party will give either (1) at least 10 days written notice of hearing**
11 **to the objecting or requesting party, and to any trustee or committee appointed in the**
12 **case, in the event an objection or request is timely made, or (2) at least 10 days written**
13 **notice of the tentative hearing date.**

14

15 DATED: 8/3/10

16 /s/ Zachary Tyson, esq.
17 Zachary Tyson, esq.
18 Attorney for Debtors

1 **PROOF OF SERVICE BY CERTIFIED MAIL**
2

3 I declare as follows:

4 I am employed in the County of Santa Clara. I am over the age of eighteen years and
5 not a party to the above referenced case. My business address is 800 West El Camino Real,
6 Suite 180, Mountain View, CA 94040. On August 6, 2010, I served the attached:

- 7 (1) **NOTICE OF MOTION TO VALUE SECURED CLAIM AND TO**
8 **AVOID LIEN OF SUNTRUST MORTGAGE INC. AND OF**
9 **OPPORTUNITY TO REQUEST HEARING**
10 (2) **MOTION TO VALUE SECURED CLAIM AND TO AVOID LIEN OF**
11 **SUNTRUST MORTGAGE INC.; DECLARATION OF DEBTORS IN**
12 **SUPPORT OF MOTION**

13 On the parties listed below by placing a true copy thereof enclosed in a sealed
14 envelope, with postage thereon fully prepaid, BY CERTIFIED MAIL, in the United States
15 Postal Service at Santa Clara, California.

16 I declare under penalty of perjury under the laws of the United States that the
17 foregoing is true and correct and that this Declaration was executed on the following date at
18 San Mateo, California.

19 Dated: 8/6/2010

20 _____
21 /s/ Zachary Tyson
22 Zachary Tyson

23 Chapter 13 Trustee
24 Devin Durham-Burke
25 PO Box 50013
26 San Jose, CA 95150

27 Attn: Managing Officer
28 CSC-Lawyers Incorporating Service
29 C/O SunTrust Mortgage Inc.
30 2730 Gateway Oaks Drive, Suite 100
31 Sacramento, CA 95833

32 The Wolf Law Firm
33 A Law Corporation
34 2955 Main Street, Second Floor
35 Irvine, CA 92614

36 Attn: Managing Officer
37 SunTrust Mortgage Inc.
38 Bankruptcy Department RVW
39 P.O. Box 27767
40 Richmond, VA 23261